

BEFORE THE HUMAN RIGHTS COMMISSION  
OF THE STATE OF MONTANA

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JACKIE CORNELISON,  
Charging Party/Appellant

HRB CASE NO. 0200185

-v-

ORDER OF DISMISSAL

MONTANA DEPARTMENT OF  
CORRECTIONS – MONTANA STATE  
PRISON,  
Respondent/Appellee

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Charging Party, Jackie Cornelison (Cornelison), filed a complaint with the Department of Labor and Industry (Department) against Respondent, Montana Department of Corrections – Montana State Prison, which alleged discrimination in employment on the basis of disability, reasonable accommodation, and retaliation. Following an informal investigation, the Department determined that a preponderance of the evidence did not support Cornelison's allegations and dismissed the matter. Charging Party filed an objection to the dismissal and the case went before the Human Rights Commission and was considered at the November 2020 hearing. The Commission found that the dismissal of this case was an abuse of discretion and remanded the matter to the Office of Administrative Hearings for further consideration. The case went before the Department's Office of Administrative Hearings, which held a contested case hearing pursuant to Mont. Code Ann. § 49-2-505, MCA. The Hearing Officer issued a decision on November 7, 2022.

On November 21, 2022, Cornelison filed an appeal of the Hearing Officer's decision with the Montana Human Rights Commission (Commission). The Commission was to consider the matter at the January 2023 hearing. On December 12, 2022, Cornelison filed a *Notice to Withdraw Appeal*. Cornelison believes that moving forward with his appeal is unwarranted.

**ORDER**

IT IS HEREBY ORDERED, that the appeal of Charging Party, Jackie Cornelison is dismissed.

DATED this 13th day of December 2022.



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Peter M. Damrow, Chair  
Human Rights Commission

## CERTIFICATE OF SERVICE

The undersigned employee of the Human Rights Bureau certifies that a true copy of the foregoing ORDER was served on the following persons by U. S. Mail, postage prepaid on this 13<sup>th</sup> day of December 2022.

Thomas M. Murphy  
Murphy Law Firm  
PO Box 3226  
Great Falls, MT 59403-3226

Roger Renville  
Department of Corrections  
Legal Services Bureau  
PO Box 201301  
Helena, MT 59620-1301



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Annah Howard, Legal Secretary  
Human Rights Commission